

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: endorsed on complaint

D. C. Form No. 106A Rev.

8

TITLE OF CASE

ATTORNEYS

Tulsa Moving Picture Machine
Operators Union Local #513 of the
International Alliance of Theatrical
Stage Employees and Moving Picture
Machine Operators of the United
States and Canada, et al.

vs

G. J. Purdie, Chief of Police, Police
Department, et al.

For plaintiff:

Tom H. Gudgel, Jr. and John P. Scott
4th Natl. Bank Bldg.
Tulsa, Okla. 74119

Jay D. Dalton
Mayo Building
Tulsa, Okla. 74103

~~Elmore A. Page~~ withdrawn

Mayo Building
Tulsa, Okla. 74103

Alvin L. Floyd
305 Pythian Building
Tulsa, Oklahoma 74103

For defendant: Waldo F. Bales, City Atty.

David O. Harris, Asst. City Atty.

Dewey Stark, Asst. City Atty.

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 8-1

Clerk

7-15 Gudgel
7-17-69 C/D 3

15 00

15 00

J.S. 6 mailed 3-1-70

Marshal

Basis of Action:

Docket fee

Witness fees

Action arose at:

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-15-69	Complaint for injunction and damages, filed. x summons issued x h	
7-22-69	Ordered by the Court that this case is set for hearing plaintiffs' application for preliminary injunction on Tuesday, August 5th, 1969 at 9:30 A. M. (Fred Daugherty - Judge) b	
7-24-69	Notice to defendants of setting for hearing on plaintiff's application for temporary injunction, filed. ds	
8-5-69	Return of Summons, filed, City of Tulsa, by serving Mayor James Hewgley, on July 18, 1969 at 9:15 a.m. (USM fee \$3.00), Ron Hall served on July 15, 1969 at 4:55 p.m. at his place of abode 5619 S. Quaker Apt. "B" (USM fee \$4.44), Mike Keppan served on July 18, 1969 at 4:40 p.m. at Loo Boyle Store at Southroads Mall 41st & Yale (USM fee \$4.92), L. P. Phillips served on July 18, 1969, at 3:00 p.m. at Boulder Drive-In-Bank 15 & S. Cinn. (\$3.00 USM fee), Jerry Felts served on July 22nd 1969, at 3:40 p.m. at Place of employment Juv. Dept. of City Police Dept. (\$3.00)(USM fee). Victor Rice, served on July 22, 1969, at 3:40 p.m. at Place of Employment at City Police Dept. Patrol Div. (USM fee \$3.00) G. J. Purdie, Chief of Police on Aug. 4, 1969 at 8:50 a.m. at 2nd floor Tulsa Police Building Tulsa, Okla. filed. js	
8-5-69	Hearing held on plaintiffs' application for preliminary injunction. Ordered by the Court the returning of films involved in the pending State Criminal Action is denied. Defendants state that they will not violate the injunctive relief sought and the plaintiffs' application for preliminary injunction is denied. Defendants state they will file answer and case is to be set on pre-trial assignment and then for jury trial. (Fred Daugherty - Judge) (LC-CSR) b	
8-6-69	Motion To Dismiss, by defendants, filed. js	
8-6-69	Brief In Support of Motion To Dismiss, filed. js	
8-7-69	Supplemental Certificate of Service, filed. js	
8-9-69	Ordered by the Court that the plaintiff respond to the defendants' motion to dismiss, with supporting brief, within 15 days from date. (Fred Daugherty - Judge) b	
8-25-69	Plaintiffs' answering memorandum of authorities contra defendants' motion to dismiss, filed.	
10-7-69	Order, filed, that defts' motion to dismiss is granted as to the deft. City of Tulsa and said deft. is dismissed from action; and that motion to dismiss is denied without prejudice as to other defendants. (FD-J)m (copies mailed)	
10-15-69	Case set for pre-trial hearing Tuesday 11-18-69 at 3:00 p.m. (FD-J)m	
10-23-69	Defendant's answer, filed. ds	
11-18-69	Ordered by the Court that the pre-trial hearing of the case is passed until 4:30 P. M., Wednesday, November 19, 1969. (Fred Daugherty-Judge) b	
11-19-69	Pre-trial hearing held. Ordered by the Court that the parties file requested instructions within 15 days and that this case be set on the jury assignment. (Fred Daugherty - Judge) b	
1-13-70	Case set for jury trial Tuesday 3-10-70 at 9:30 a.m. (FD-J)m	
1-27-70	Motion of Elmore A. Page to withdraw as attorneys for Carney A. Burton, filed. b	
1-28-70	Motion of pltfs. Tulsa Moving Picture Machine Operators Union Local #513 of the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of the U.S. & Canada and New Majestic Theatre, Inc., to dismiss action, filed. m	
1-28-70	Order dismissing action on parts of Tulsa Moving Picture Machine Operators Union Local #513 of the International Alliance of Theatrical	

(continued)

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-27-70	Stage Employees and Moving Picture Machine Operators of the U.S. and Canada and New Majestic Theatre, Inc., filed and entered. (FD-J)m Ordered by the Court that Elmore A. Page is permitted to withdraw as counsel for the plaintiff, Carney A. Burton. (Fred Daugherty-Judge) b	
2-4-70	Motion of plaintiffs, Frances E. Patton and Melvin Lewis Patton as individuals and as employees of the New Majestic Theatre, Inc. to dismiss action, filed. b	
2-4-70	Order dismissing action on parts of Frances E. Patton and Melvin Lewis Patton, individuals and as employees of the New Majestic Theatre, Inc., filed and entered. (Fred Daugherty - Judge) b	
2-12-70	General appearance of Alvin L. Floyd as attorney for Carney A. Burton, and statement of employment, filed. b	
2-12-70	Motion of Carney A. Burton for dismissal without prejudice, filed. b	
2-13-70	Order dismissing complaint of Carney A. Burton without prejudice, filed and entered. (Fred Daugherty - Judge) b copy mailed to Floyd.b	

*2-4-70 Pending only
as to Carney A. Burton
Ben*

DATE	PROCEEDINGS	Date Order or Judgment Noted